

FCIC/NCIC CHECK YES ☒ NO ☐

OBTS Number

Agency ORI Number 051200

Agency Name

ARREST/NOTICE TO APPEAR
PROBABLE CAUSE AFFIDAVIT/
JUVENILE REFERRAL1. Arrest
2. Notice to Appear
3. Arrest Affidavit
4. Complaint Affidavit
5. Request for Capias
6. Juvenile Referral
1 Juvenile

PALM BAY POLICE DEPARTMENT

Agency Report Number
17-001658

Charge Type

Check as many as apply

☒ 1. Felony☐ 3. Misdemeanor☐ 5. Ordinance

Weapon Seized/Type

1. Yes

2. No

.38 Caliber Revolver

Location of Arrest (Include Name of Business)

1350 S. Hickory St

City Melbourne

Location of Offense (Business Name, Address)

103 NW Americana Blvd

City of Palm Bay

Date of Arrest
02/16/2017Time of Arrest
12:00

Transport Date

Transport Time

Jail Date

Jail Time

Fingerprinted

☐ Identification Only☐ AFIS

By:

Date of Offense
02/15/2017

FDLE Number

DOC Number

FBI Number

Name (Last, First, Middle)

Pastor, Andrew John

Alias

Race

W- White

B- Black

U- Unknown

I- American Indian

A- Asian

W

Sex

M

Date of Birth

09/16/1946

Height

5' 10"

Weight

160

Eye Color

Brown

Hair Color

Blonde

Complexion

Light

Build

Slim

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)

Local Address (Street, Apt. Number)

103 NW Americana Blvd

(City) Palm Bay

(State) FL

(Zip) 32907

Phone Unk

Permanent Address (Street, Apt. Number) or Parent's Name if Juv.

Same As Above

(City)

(State)

(Zip)

Phone Unk

Business Address (Name, Street) or Parent's Address if Juvenile

NA

(City) NA

(State) NA

(Zip) NA

Phone NA

Driver's License State/Number

FL/P236-010-46-336-0

INS Number

Place of Birth

New Jersey

Citizenship

United States of America

Co-Defendant Name (Last, First, Middle)

Co-Defendant Name (Last, First, Middle)

Race

Sex

Date of Birth or Age

1. Arrested

2. At Large

3. Felony

4. Misdemeanor

5. Juvenile

Activity

S. Sell

B. Buy

T. Traffic

R. Smuggle

D. Deliver

E. Use

K. Dispense/Distribute

M. Manufacture/Produce/Cultivate

Z. Other

Drug Type

N. N/A

Z. Amphetamine

B. Barbiturate

C. Cocaine

E. Heroin

H. Hallucinogen

M. Marijuana

O. Opium/Deriv.

P. Paraphernalia/Equipment

S. Synthetic

U. Unknown

Z. Other

Charge Description

Agg. Assault W/Firearm to a Law Enforcement Officer

Counts

2

Bond Amount

None

Court Number

784.07 (2) (c), 784.021

Violation of Section (ORC)

No Additional Charge

Counts

Bond Amount

Court Number

Violation of Section (ORC)

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Drug Type

AGENCY NAME: PALM BAY POLICE DEPARTMENT
BREVARD COUNTY, FLORIDA

NARRATIVE: Continuation Page 2 of 2

AGENCY REPORT NUMBER
17-001658

(Last, First, Middle)

DEFENDANT/JUVENILE: Pastor, Andrew John

OBTS NO.

Charge Description No Additional Charge			Counts <input type="checkbox"/> F.S. <input type="checkbox"/> Ord.	Statute Violation Number	Violation of Section (ORD)
Activity	Drug Type	Amount/Unit	Bond Amount	Court Number	
<input type="checkbox"/> PC <input type="checkbox"/> Capias <input type="checkbox"/> AC <input type="checkbox"/> BW <input type="checkbox"/> FW <input type="checkbox"/> PW <input type="checkbox"/> Juv. PU <input type="checkbox"/> Citation			Date Issued	<input type="checkbox"/> Writ Att. <input type="checkbox"/> Domestic Viol. Inj. <input type="checkbox"/> Order of Arrest	
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On February 15th, 2017, at approximately 1752 hrs, Palm Bay Police Department responded to 103 NW Americana Blvd reference to a disturbance. Margaret Pastor was identified as the complainant who stated her son/Defendant, Andrew John Pastor, had locked himself in his bedroom and he was suffering from a lot of medical conditions. Margaret Pastor feared the Defendant was inside his bedroom hurting himself.

Police Officers Peter Dolci and Ofc. Duane Smith arrived on scene at approximately 1805 hrs. Upon the officers' arrival they were allowed inside the residence by Margaret Pastor. Upon entry into the residence both officers were confronted by the Defendant who was armed with a .38 caliber revolver. The Defendant threatened the officers with the handgun by pointing the handgun at the officers placing the officers in imminent fear for their lives. The officers defended themselves and shot several rounds at the Defendant in self-defense striking the Defendant on the right arm which immobilized the Defendant. First aid was rendered to the Defendant until paramedics arrived on scene. The Defendant was transported to Holmes Regional Medical Center for treatment of his injuries.

On February 15th, 2017, at approximately 1900 hrs, FDLE Agent Brad Lewis and Palm Bay Police Detective Ken Shedrick arrived to Holmes Regional Medical Center and conducted a sworn non-custodial interview with the Defendant. The Defendant stated when the officers arrived to his residence he was inside his bedroom with the bedroom door closed. The officers verbally identified themselves as they stood outside the Defendant's bedroom door. The Defendant ordered the officers to leave his residence by yelling at them through his closed bedroom door. When the officers refused to leave the Defendant warned the officers that he was going to count to three then he was going to exit his bedroom and start shooting. The Defendant stated he then counted to three and opened his bedroom door and stepped out in the hallway armed with his loaded .38 caliber revolver in his right hand. The Defendant was subsequently shot by the officers.

On February 16th, 2017, at approximately 0915 hrs, a post Miranda interview was conducted with the Defendant at Holmes Regional Medical Center. During the interview, the Defendant again stated he knew police officers were outside his bedroom door. Defendant stated he exited his bedroom holding his loaded .38 caliber revolver in his right hand so the police would shoot him because he wanted to end his life. Defendant stated he had been depressed for the past several days due to several medical conditions he is suffering from.

A search warrant for the residence was obtained. During the search of the residence a loaded .38 caliber revolver was located inside the Defendant's bedroom.

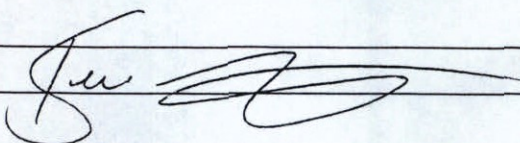
According to Trauma Physician Dr. Pessa, it appeared the Defendant was shot once in the right arm. The bullet entered near his right wrist and traveled upward and exited near his elbow. This is consistent with the Defendant having his arm raised outward when he was shot.

Probable cause has been established that indicates the Defendant committed the felony offense of two counts of ~~Attempted Murder to a Law Enforcement Officer~~.

Aggravated Assault with a Firearm to a Law Enforcement Officer.

Amended by M. Sielicki #117

Officer's Signature



Officer's Name Printed

Det. Ken Shedrick